

FILED

SEP - 1 2009

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

JOSEPH P. RUSSONIELLO (CASBN 44332)
United States Attorney

BRIAN J. STRETCH (CASBN 163973)
Chief, Criminal Division

ROBERT N. MICHAELS (PABN 200918)
Special Assistant United States Attorney

Defense Language Institute – Criminal Law
1336 Plummer Street, Building 275
Monterey, CA 93944
Telephone: (831) 242-6394
FAX: (831) 242-5198

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SALINAS DIVISION

UNITED STATES OF AMERICA,)	Criminal No.: CR-09-00004 MAG
)	
Plaintiff,)	STIPULATION AND PROPOSED
)	ORDER TO EXCLUDE TIME AND
vs.)	CONTINUE STATUS HEARING
)	
ROLANDO ELIZONDO, JR.)	
)	
Defendant.)	

The parties jointly request that this case be continued from August 3, 2009 at 9:00 a.m. to October 5, 2009 at 9:00 a.m. for a status conference.

In addition, the parties request an exclusion of time under the Speedy Trial Act, from August 3, 2009 to October 5, 2009. The parties agree and stipulate that an exclusion of time is appropriate for potential disposition.

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STIPULATION AND ORDER EXCLUDING TIME
CASE NO: CR-09-00004 MAG

1 SO STIPULATED:

JOSEPH P. RUSSONIELLO
United States Attorney

2
3
4 DATED:

/S/
ROBERT N. MICHAELS
Special Assistant United States Attorney

5
6
7 DATED:

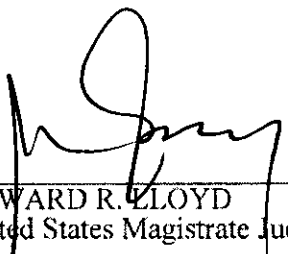
/S/
NICK HUMY
Counsel for Rolando Elizondo, Jr.

8
9
10 ORDER

11 Accordingly, for good cause shown, the Court HEREBY ORDERS that time be excluded
12 under the Speedy Trial Act from August 3, 2009 to October 5, 2009. The Court finds, based on
13 the aforementioned reasons, that the ends of justice are served by granting the requested
14 continuance and outweigh the best interest of the public and the defendant in a speedy trial. The
15 Court therefore concludes that this exclusion of time should be made under 18 U.S.C. §
16 3161(h)(8)(A) and (B)(iv).

17
18 SO ORDERED.

19
20 DATED: 9/1/09


HOWARD R. LLOYD
United States Magistrate Judge